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NO: 243648US2S

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
KEITARO IMAI ET AL : EXAMINER: CHU, C.  
SERIAL NO: 10/678,061 :  
FILED: OCTOBER 6, 2003 : GROUP ART UNIT: 2815  
FOR: SEMICONDUCTOR DEVICE AND :  
METHOD OF MANUFACTURING THE SAME :

ELECTION

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Election Requirement dated October 26, 2004, Applicants elect without traverse Invention I, Claims 1-16, drawn to a semiconductor device, classified in class 257, subclass 774. Applicants further elect Species II, identified in the outstanding Official Action as corresponding to Figures 3A-3G, 4, 5A and 5B, for further examination on the merits. Applicants identify Claims 1, 3, 5, 7, 9, 11, 13 and 15 as readable on the elected species.<sup>1</sup> Applicants reserve the right to file one or more divisional applications directed to the non-elected species.

<sup>1</sup> The Election Requirement identifies Claims 19-20 as also corresponding to the elected Species II. In view of the dependency of Claims 19-20 as depending from Claims 17-18 of Species I, it is appears that perhaps the inclusion of Claims 19-20 in the Species II claims identified in the Election Requirement was in error. To the extent that it is possible to obtain examination of Claims 19-20 in the present application, examination of Claims 19-20 in the present application is respectfully requested.

Application No. 10/678,061

Reply to Office Action of October 26, 2004

Accordingly, examination on the merits of Claims 1, 3, 5, 7, 9, 11, 13 and 15 is believed to be in order and an early and favorable action is respectfully requested.

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(OSMMN 08/03)

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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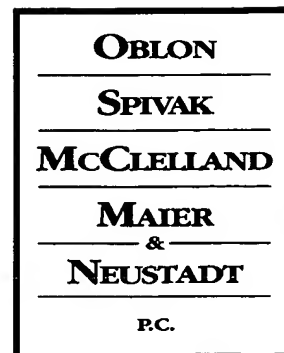
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Docket No.: 243648US2S

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



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RE: Application Serial No.: 10/678,061

Applicants: Keitaro IMAI, et al.

Filing Date: October 6, 2003

For: SEMICONDUCTOR DEVICE AND METHOD OF  
MANUFACTURING THE SAME

Group Art Unit: 2815

Examiner: Chu, C.

SIR:

Attached hereto for filing are the following papers:

**ELECTION**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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